

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln No.:	10/806,832	)	Confirmation No. 4230
		)	
Filed:	March 23, 2004	)	<u>VIA EFS WEB E-FILING</u>
		)	<u>On July 1, 2009</u>
Applicants:	Nishikawa, et al.	)	
		)	
Title:	Filter Criteria And Results Display	)	
	Apparatus And Method	)	
		)	
Art Unit:	2426	)	
		)	
Examiner:	Joshua D. Taylor	)	
		)	
Attorney Docket:	7114/81205	)	

Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated April 1, 2009 finally rejecting claims 1-17.

☐ Applicant(s) hereby petition under 37 CFR § 1.136(a) for a \_\_\_\_ month extension of time in the above-captioned application, up to and including \_\_\_\_\_, to make this reply timely.

☒ The fee for this Notice of Appeal is \$ 540.00 (37 CFR § 41.20(b)(1)).

☐ Applicant(s) assert entitlement to Small Entity Status (37 CFR § 1.27), reducing the Appeal Fee by half to \$\_\_.

☐ Not required (fee paid in prior appeal in this application).

☒ Authorization to charge Deposit Account No. 06-1135 for the Appeal Fee was given using EFS-Web.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this appeal (specifically including the fee for filing a brief in support of this appeal if such brief is filed unaccompanied by full payment therefor, and the fee for filing a request for an oral hearing if such request is made unaccompanied by full payment therefor), or credit any overpayment to Deposit Account No. 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By: /Joseph F. Marinelli  
Joseph F. Marinelli  
Registration No. 46898

Date: July 1, 2009

120 South LaSalle Street, Suite 1600  
Chicago, Illinois 60603-4277  
Telephone: (312) 577-7000